

...ll to be destroy. Now this ICC Official using my hardship condition to
 Ain a smile / points with this psych-tech lady (In which the entire ICC
 with this AS my also interpretation). though she didn't respond I think
 : cause I avoided all eye contact so I wouldn't cry. As the ICC Lt kept
 trying to bring this Chairperson - CDC(A) Carey back to earth by kept
 warning him that I ~~was~~ was also S- Suffix (Note which is not on the
 Endorsement stipulated). which then he negatively stated O.K so you
 won't ^{no what} ~~want~~ be you going to be doing valentine Day well stay in ASU pending
 transfer All of which has enhance my emotional and psychological
 distress (I will never recover I'm mentally impaired).

Having a perfect disciplinary free behavior since I've been at this
 facility - Now under fabricating reasons I being forced to stay in ASU/SIU
 until I'm now transfer. When Official Report Record show of other
 inmate having worse misconduct event ect.. here but then allow back on
 the same yard or/and different yard is a violation to civil rights equal
 protection and cruel and unusual punishment violation.

This ICC Hearing disallowed me to voice my concern in my
 rehabilitation desire or to learn that I may have enemies
 at CTF. And to Request SQ and Donovan Contrarily to
 hardship and maybe safety concern at CTF. In all I continue
 to suffer which is supported by CDCR system uncaring concerns
 all that has happen by the Final Judgement ICC Hearing
 being a severe violation of liberty interest, transfer deprivation
 magnitude of fundamental unfairness, discrimination from impractical ICC
 hearing.

February 15, 2007
 Date

Derrick Lee Sledge
 Derrick Lee Sledge

Att: I Am Amending this GO2 since the Appeal Office Reject it
 or Official could of hear my Serious Violation Safety Concern before
 SR Hear my case. It was until March 15, 2006 before I was
 given the 1289 ICC of 2/8/07 - A 5wk delay. And now that I been
 transfer endorse to CTF Safety/Hardship Concern I Request that
 this GO2 be Process A Emergency for staff long delay to give
 a copy for the CDC 1289 ICC and now been Endorsed to Safety Concern
 facility

ve Attach All copie even the CSR Endorsement

It is now to late to point out Enemies after being house then
 would have to live in PC: which now I have no choice when
 A. Fx 1190

Continue of Section H. - due to the Complexity of the matter - And such long Due Process 602 delay for exhaustion ect. . .

for not coming forward, C-Quad Captain, Assoc. Warden and Warden, all of which can be proven upon an outside, impartial Evidentiary Hearing. In part convinced established within the Incident Report # CMC-E-06-12-0516 (% Tower EAREHART; Yard % BAXSTRESER; Stg. Schmore allowing it to escalate racism; primary % BARCLAY & % STEPHENSON; CCH Vala Schematics and medical / OC reports) of other Officers - % facts yet to be impartial reviewed (COCR should be forfeited to add argument to the court). CMC-E Appeal Office has corruptly refused to accept/process any timely submitted IE-602 and all personally, precisely submitted Citizen Complaints-602s to conceal my innocence and denied additional evidence to be attached; They caused 602s issues delays so the present Hearing would be able to review the prior Hearing violation. It's been 7 months now which none of my witnesses haven't been officially impartial interview documented and attached (I/m Johnson P-51041; I/m Lutz V-43875 and many many others). I was purposely housed in ASU/SHU so I couldn't prevail the evidence to support my innocence; Then my Rehab behavior fabricated to dishonestly transferred me into a Dangerous Hostile environment (R-Suffix unjustly) Label. When I didn't fight, stop I/m Johnson from fighting allowed by this Racial white group to escort I/m Johnson away for my Holy Character toward all even staff to far away from this fighting area all to be concealed so this one officers could manipulate over other for a better post to be commendable by CMC-E pending COCR? My claims that the ICC chairperson (AN ASSOC. WARDEN) whom was more concerns of making loving advances with LCSW W. JARDINE to dissuade will power for Justice and no other ICC to not address such violation feared by such Authority/Power Official that was alleged to been present in this ICC wasn't identify on the DC128g to conceal this Assoc. Warden inappropriateness and my rights to a fair ICC Hearing honor. And to discovered how I was denied an impartial 115 Final Hearing with ^{pure} corruption. Evidence of other I/m's

OVER

A. Ex. 191

whom had worse discipline record than my record received the same one month SHU-Team mitigation because they was white and I was Black whom punishment would be more severe being I'm a Third-Striker (non-violence) Close-B sent to CTF instead of SQ having no Rehab program here. All of which has cause me to suffer Severe Post Traumatic Stress disorder - From this one % - Officers Acting under the color of law to be a pure liar for a Job Post, while many Officers under Code of Silent Allowed him to destroy my perfect Rehab program - Conviction Appeal due process properly stolen other Court delays and so much more. Sadistically, as His Superiors Conceal my innocence now. All under the Color of law!!

I Am still in AN Agreement to A polygraph examinations to any of the above facts; And if my witnesses was to be out-side /impartially interview /documented would be all the evidence need to support my Complete innocence.

The longer I'm denied fair due process held under hardship living a CTF unable to support my self obtain a College Education to buy the books the great I should be compensated by A Court of Law. I truly believe there Officer whom will one day come forward.

I swear /declare under penalty of perjury that the foregoing is true and correct under the laws of the State of California; Executed on July 17, 2007, At Soledad State Prison in the County of Soledad. 93960.

Date: July 17, 2007

Respectfully Submitted By

Derrick L. Sledge

DERRICK L. SLEDGE

A. Ex. 192

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the INFORMAL Level

February 22, 2007

SLEDGE, P43766
EFBQB4F100004186

Log Number: CMC-E-

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

Your appeal is incomplete. You must include supporting documentation. All documents must be legible. (If necessary, you may obtain copy(ies) of requested documents by sending your request with a signed trust withdrawal form to your assigned counselor.) Your appeal is missing:

If you disagree with ICC SHU Term assessment then you will need to attach a copy of the ICC 128-G recommending the SHU, the CDC 629 (SHU Term Assessment Worksheet), and the CSR 128-G confirming the SHU Term.



D. Engler/M. Vela
CC-II Specialist
California Men's Colony

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE
--

A. Ex. 193



STATE OF CALIFORNIA
GA-22 (9/92)

INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE 3/18/07	TO Appeal Office	FROM (LAST NAME) D. Sledge	CDC NUMBER P-43766
HOUSING B3	BED NUMBER 4288	WORK ASSIGNMENT	JOB NUMBER FROM TO
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)			ASSIGNMENT HOURS FROM TO

Clearly state your reason for requesting this interview.
You will be called in for interview in the near future if the matter cannot be handled by correspondence.

Can this be a Receipt AS proof !! 602 Concerning ICC 2/8/07

Do NOT write below this line. If more space is required, write on back.

INTERVIEWED BY

DATE

DISPOSITION

A. Ex. 194

DISTRIBUTION:
WHITE - CENTRAL FILE
BLUE - INMATE (2ND COPY)
GREEN - ASU

CANARY - WARDEN
PINK - HEALTH CARE MGR
GOLDENROD - INMATE (1ST COPY)

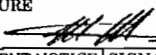


INMATE'S NAME SLEDGE DERRICK (BLA) (CCCMS) (4186 To: 4186)		CDC NUMBER P-43766
REASON(S) FOR PLACEMENT (PART A)		

<input checked="" type="checkbox"/> PRESENTS AN IMMEDIATE THREAT TO THE SAFETY OF SELF OR OTHERS	TABE Score: 8.6
<input type="checkbox"/> JEOPARDIZES INTEGRITY OF AN INVESTIGATION OF ALLEGED SERIOUS MISCONDUCT OR CRIMINAL ACTIVITY	
<input checked="" type="checkbox"/> ENDANGERS INSTITUTION SECURITY	<input type="checkbox"/> UPON RELEASE FROM SEGREGATION, NO BED AVAILABLE IN GENERAL POPULATION


DESCRIPTION OF CIRCUMSTANCES WHICH SUPPORT THE REASON(S) FOR PLACEMENT:

On December 13, 2006, you were originally placed in ASU after you were identified as a possible participant in a large scale riot on the C-Quad yard between numerous black and white inmates. You were subsequently charged and found guilty of a RVR with a specific act of "Participation in a Riot." This charge requires the assessment of a SHU term. Preliminary calculations reflect a MERD of 02/21/07. Due to the magnitude of the riot coupled it has been determined that there is a probability that active participants were able to avoid detection by staff and remain in the general population. Therefore, your return to the CMC-E general population would pose a threat to your safety, the safety of others, and the security of the institution. As such, you being scheduled to appear before the next scheduled ICC at which time you will be reviewed for assessment of the aforementioned SHU term, retention in ASU beyond your MERD, and for transfer consideration.

<input type="checkbox"/> CONTINUED ON ATTACHED PAGE (CHECK IF ADDITIONAL)	<input type="checkbox"/> IF CONFIDENTIAL INFORMATION USED, DATE OF DISCLOSURE: / /
---	--

DATE OF ASU PLACEMENT 12-13-2006	SEGREGATION AUTHORITY'S PRINTED NAME M. WILLIAMS	SIGNATURE 	TITLE CCU
DATE NOTICE SERVED 01-31-07	TIME SERVED 1120	PRINTED NAME OF STAFF SERVING ASU PLACEMENT NOTICE D. Kim	SIGNATURE 
<input type="checkbox"/> INMATE REFUSED TO SIGN		INMATE SIGNATURE 	CDC NUMBER 243166

ADMINISTRATIVE REVIEW (PART B)			
The following to be completed during the initial administrative review by Captain or higher by the first working day following placement			
STAFF ASSISTANT (SA)		INVESTIGATIVE EMPLOYEE (IE)	
STAFF ASSISTANT NAME	TITLE	INVESTIGATIVE EMPLOYEE'S NAME	TITLE
IS THIS INMATE:		EVIDENCE COLLECTION BY IE UNNECESSARY	
LITERATE?	<input type="checkbox"/> YES <input type="checkbox"/> NO	DECLINED ANY INVESTIGATIVE EMPLOYEE	<input type="checkbox"/> YES <input type="checkbox"/> NO
FLUENT IN ENGLISH?	<input type="checkbox"/> YES <input type="checkbox"/> NO	ASU PLACEMENT IS FOR DISCIPLINARY REASONS	<input type="checkbox"/> YES <input type="checkbox"/> NO
ABLE TO COMPREHEND ISSUES?	<input type="checkbox"/> YES <input type="checkbox"/> NO	DECLINED 1ST INVESTIGATIVE EMPLOYEE ASSIGNED	<input type="checkbox"/> YES
FREE OF MENTAL HEALTH SERVICES DELIVERY SYSTEM NEEDS?	<input type="checkbox"/> YES <input type="checkbox"/> NO	Any "NO" may require IE assignment	
DECLINING FIRST STAFF ASSISTANT ASSIGNED?	<input type="checkbox"/> YES	<input type="checkbox"/> NOT ASSIGNED	
<input type="checkbox"/> NOT ASSIGNED		Any "NO" requires SA assignment	

INMATE WAIVERS	
<input checked="" type="checkbox"/> INMATE WAIVES OR DECLINES INTERVIEW WITH ADMINISTRATIVE REVIEWER	<input type="checkbox"/> INMATE WAIVES RIGHT TO 72 HOURS PREPARATION TIME
<input checked="" type="checkbox"/> NO WITNESSES REQUESTED BY INMATE	INMATE SIGNATURE 
	DATE 1/21/07

WITNESSES REQUESTED FOR HEARING			
WITNESS' NAME	TITLE/CDC NUMBER	WITNESS' NAME	TITLE/CDC NUMBER
WITNESS' NAME	TITLE/CDC NUMBER	WITNESS' NAME	TITLE/CDC NUMBER

DECISION: ☐ RELEASE TO UNIT/FACILITY ☐ RETAIN PENDING ICC REVIEW ☐ DOUBLE CELL ☐ SINGLE CELL PENDING ICC

REASON FOR DECISION:

ADMINISTRATIVE REVIEWER'S PRINTED NAME	TITLE	DATE OF REVIEW	TIME	ADMINISTRATIVE REVIEWER'S SIGNATURE
CORRECTIONAL ADMINISTRATOR'S PRINTED NAME (if necessary)	CORRECTIONAL ADMINISTRATOR'S CO-SIGNATURE (if necessary)		DATE OF REVIEW	

See chronological Classification Review document (CDC 128 - G) for specific hearing information

A. Ex. 195

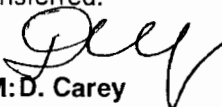
STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS
CDC-128G (R)

4288

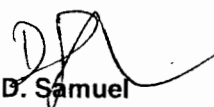
No. P-43766 Name: SLEDGE, Derrick Bed: BQ-B4 4186 CS: 19 Level: II
 Custody: MAX-RS Annual: 08/2007 Assignment: ASU
 WG: D1 PG: D Eff: 02-22-2007 Care Level: CCCMS DDP: DPP: TBA: 32
 WL: TABE: 8.6 Next BPH: Release Date: MEPD 03-22-2023
 Rx: REFER CSR RX SHU AUDIT / TX SQ-II / CTF-II

S appeared before ICC this date for an ASU Review and new CDC 114D hearing. S was placed in ASU on 12/13/06, after he participated in a riot in C-Quad. S received a CDC-115 dated 12/13/06, Log # 06-12-0161, for violation of CCR § 3005(c) Participation in a Riot. This RVR was heard on 1/13/07 and S was found guilty of a Division D offense and assessed 90-days WTCL. As such, Committee elects to assess and impose a 3-month initial mitigated range SHU term for the specific act of Active Participation in, or Attempting to Cause Conditions Likely to Threaten Institution Security. No aggravating factors noted and SHU assessment mitigated based on lack of prior similar behavior. **MERD: 2/21/07.** Committee notes new CDCR-114d indicates that S will remain in ASU pending transfer, as it is probable that active participants in the riot were not identified and remain in the GP. Returning S to the GP would create racial tension among Black and White inmates. Committee also notes that due to the modified program that other inmates endured as a result of the riot, other inmates could have animosity towards S, which would result in S being the victim of an assault. This case is referred to the **CSR RX SHU Audit / TX SQ-II / CTF-II.** Requested institutions are appropriate with S's case factors, which requires celled living (CLO-B custody and S suffix). This is an adverse transfer recommendation. S's presence in the general population at this time jeopardizes his safety, the safety of others and the institution due to safety concerns. S is **WG/PG D2/D effective 12/13/06, WG/PG D1/D effective 2/22/07 with MAX-RS custody and WG/PG A2B upon transfer with CLO-BRS custody.** S remains approved for single cell housing and controlled compatible yard in ASU. Committee notes the S suffix was affixed per CDCR 128G dated 11/15/05. S is a life term inmate with his initial parole consideration hearing scheduled on the 2/2022 calendar. Per CCR § 3375.2 (a)(7), S is a Level II Lifer and is eligible for Level II housing. However, S is not within 7 years of his MEPS and requires CLO-B custody. With the exception of the above stated issues case factors remained unchanged since S's Initial Classification on 12/26/01. S has no gang affiliation. CDC 812 is clear. Confidential file is noted. TB code of 32 per CDC 128-C dated 12/5/06. DDP/DPP is not applicable. TABE score is 8.6. S is included in the MHSDS at a CCCMS level of care per CDC 128-C dated 12/19/06. LCSW S. Jardine was present and served as S's staff assistant for this classification hearing. Effective communication was achieved through the use of simple English spoken slowly. Committee queried S to ensure S's full understanding of issues discussed. Mental health services clinical assessment for CC indicates S is continued at a CCCMS level of care with no changes noted at this time. Clinical staff has provided the following input for this hearing: S's response to treatment is sufficient. S's compliance to psychotropic medication is consistent. Quality of participation in treatment is adequate. S's activities of daily living skills are adequate. S does require a staff assistant for ICC. S is not likely to decompensate if he remains in ASU for a lengthy period. S's ability to understand the ICC hearing is adequate. Equally effective communication was achieved through the use of questions and answers with verified answers. S has no psychiatric symptoms relative to staff safety. S has history of suicide attempts. S does have a history of assaults. S fully participated in Committee action. S understood the reasons for Committee's decision and agreed with Committee's recommendation. S had no questions or comments for Committee this date. S was advised to his right to appeal Committee action via the CDC 602 process. S was further advised of his non-contact visiting status while in ASU. Next ICC in 90-days if S is has not transferred.


 COMM: D. Carey
 CDA (A) & Chairperson

T. Ross
 Chief Psychiatrist (A)

B. Wisneski
 Lieutenant


 D. Samuel
 Asst. C&PR (A) & Recorder

CC: Inmate, Quad, PT-II & CSR

Date: 02-08-2007

INSTITUTIONAL CLASSIFICATION COMMITTEE In Person

Inst:

CMC-E / C-Quad Ia

A. Ex. 196

State of California

Department of Corrections

SHU TERM ASSESSMENT WORKSHEET

CDC 629-A (3/96)

CDC Number	Name (Last, First, MI)	Institution	Unit
P43766	SLEDGE, DERRICK	CMCE	ASU

1. RULE VIOLATION RESULTING IN SHU TERM ASSESSMENT

(If more than one SHU assessable offense and no SHU term has been established, use most serious as base term and less serious as aggravation.)

a. Rule No. 3005(c) Date Issued 12/13/2006 Title FORCE/VIOL

b. Specific Act PARTICIPATING IN, or ATTEMPT TO THREATEN INSTITUTION SECURITY
(Must be an offense on SHU Term Assessment Chart.)

c. List range of months for the offense using
SHU Term Assessment Chart.....2.0 4.0 6.0
LOW EXP HIGH

d. Enter 'expected' (mid-range) yrs, mos, dys of confinement.....4
YR MO DAYS

2. FACTORS IN MITIGATION AND AGGRAVATION

(Enter 'NONE' for item 2c or indicate amount of time. Describe factors & document sources. Use only factors listed in the DOM 62050 or concurrent offenses.)

a. Mitigating Factors. Time subtracted for mitigations - 1.0
1) NO PRIOR SIMILAR BEHAVIOR YR MO DAYS

2)

3)

b. Aggravating Factors. Time added for aggravations....+ 0.0
1) YR MO DAYS

2)

3)

c. Total time added or subtracted.....= --1
YR MO DAYS

3. TOTAL SHU CONFINEMENT TIME ASSESSED.....3
(Subtract or add time for mitigation or aggravation to
expected, item 1d plus or minus 2c). YR MO DAYS

4. DATE OF ADMINISTRATIVE SEGREGATION CONFINEMENT/VIOLATION.....2006 12 13
YR MO DAY

5. MAXIMUM DATE OF RELEASE FROM SHU.....2007 3 13
(Add total time assessed to date of confinement, item 3 plus 4) YR MO DAY

6. MINIMUM SHU CONFINEMENT TIME TO SERVE.....0 2 8
(75% of total SHU time (item 3) using SHU Time Computation Table) YR MO DAYS

a. Date of confinement/violation (item 4).....2006 12 13
YR MO DAYS

7. MINIMUM ELIGIBLE RELEASE DATE (MERD).....2007 2 21
(Add minimum SHU time to date of confinement, item 6 plus 6a) YR MO DAY

8. FORFEITURE OF GOOD CONDUCT CREDITS FOR SUBSEQUENT MISCONDUCT

(Enter 'NONE' for item 8a or indicate amount of time lost and describe and document the misconduct for which credit is being forfeited). SHU inmates may forfeit up to 45 days of clean conduct credits for each disciplinary infraction that is not serious enough to warrant the assessment of a subsequent or concurrent SHU term. Such forfeiture may be assessed against credits already earned or future credits.

a. Time Forfeited for CDC 115 - Dated:.....NONE
1) YR MO DAYS

2)

b. ADJUSTED MERD Cannot Exceed MAXIMUM.....
(Add amount of time forfeited to prior MERD, item 7 plus 8a) YR MO DAY

Name and Title of Staff Computing Term

Date

Date ICC Established Term

D. CURRY, CCI

02/06/2007

2807

Distribution: Original - Central File; Yellow - Inmate; Pink - Auditor

A. Ex. 197

D. Curry
ACRS

State of California

Department of Corrections
CDC 128-G

No. P-43766

NAME: SLEDGE

Comment: CTF-II endorsed. CS = 19.

LIFE Prisoner Status is noted. Next BPT hearing currently scheduled for 02/2022. Inmate requires CCCMS level of MHSDS care. CDC 128-C of 12-19-06 is noted. R suffix is noted. TB Code is 32. CDC 812 is clear. Confidential file is noted.

3 month mitigated SHU term for RVR of 12-13-06 for Participation in a Riot approved as assessed by ICC action of 2-8-07 with an expired MERD of 2-21-07.

Retention in ASU is approved pending transfer.


FJafamillo, CSR

Date: 3/12/2007

Classification - CSR ACTION

CMC-E

A. Ex. 198

EMERGENCY APPEAL REJECTION

DATE: 3-21-07TO: Sledge, D. CDC# P-43766 HOUSING: 4186The Appeals Office has received your appeal dated 2-15-07 requesting emergency processing.

Pursuant to the California Code of Regulations, Title 15, Section 3084.7(a)(1):

(1) When circumstances are such that the regular appeal time limits may result in a threat to the appellant's safety or cause other serious and irreparable harm, the appeal shall be processed as an emergency appeal. Such circumstances include, but are not limited to:

- A. Need for protective custody.
- B. ~~Decision was made to transfer the appellant to an institution housing an enemy.~~
- C. ~~The appellant was scheduled for parole within 15 calendar days and is appealing a serious disciplinary action resulting in credit loss extending the release date.~~

Pursuant to the Armstrong Court Ordered Remedial Plan:

If the request for accommodation involves a matter that presents an immediate threat to the inmate's/parolee's safety, health or well being, or may result in other serious or irreparable harm, the request shall be processed according to the expedited appeal process described in CAR, Title 15, Section 3084.7. Appeals that qualify for an expedited appeal may include, but are not limited to, the following:

- Providing appliances or aids that are essential to performing major life activities.
- Providing equipment or modifications essential to safety.
- Providing assistance to permit effective communications in due process settings or for health care provider communications.

Careful review of your submitted CDC 602 Inmate Appeal/CDC 1824 Request for Accommodation reflects that this complaint does not warrant emergency/expedited processing. It shall be processed as a regular appeal pursuant to the California Code of Regulations, Title 15, Section 3084.7(a)(2)(A).


 CC II D. Engler/CC II M. Vela
 Appeal Coordinators
 California Men's Colony

EMERGENCY APPEAL REJECTION

A. Ex. 199

120

APPEAL LOG NUMBER CMC-E-07-00656**State of California****Department of Correction****Memorandum****Date** : April 19, 2007**To** : Inmate Sledge, Derrick
P-43766
Correctional Training Facility (CTF)**Subject** : **FIRST LEVEL RESPONSE TO APPEAL LOG NUMBER CMC-E-07-00656**

Actions Requested: To be given an impartial Institutional Classification Committee (ICC) hearing regarding your February 8, 2007 ICC action with the February 8, 2007 ICC action to be expunged. To be re-compensated regarding the mitigating factor from your Security Housing Unit (SHU) assessment that was imposed on February 8, 2007. To be transferred to San Quentin Prison (SQ) with Work Group/Privilege Group A1/A (WG/PG: A1/A).

Appeal Decision: Denied.

A review of your appeal has been completed at the first level review. Your complaint, including remedial action, has received careful consideration. Correctional Counselor II, D. SAMUEL, interviewed you regarding this appeal on April 16, 2007 via telephone, as you are currently housed at CTF. You are requesting to be given an impartial ICC hearing regarding your February 8, 2007 ICC action with the February 8, 2007 ICC action to be expunged as you feel the ICC action was inappropriate and unconstitutional. Specifically, you also request additional time off your SHU assessment as you claim that you have additional mitigating factors, and you request to be transferred directly to SQ with WG/PG: A1/A.

A review of your California Department of Corrections and Rehabilitation (CDCR) 128g dated February 8, 2007 indicated ICC appropriately addressed your SHU assessment, your WG/PG, and your transfer recommendation. You were found guilty of a rules violation report (RVR) Log # 06-12-0161, dated December 13, 2006 for Participation in a Riot. This RVR pursuant to California Code of Regulations (CCR) 3341.5 requires a SHU assessment. The SHU assessment chart (CCR 3341.5) indicates that the time range for SHU confinement for a guilty finding for Participation in a Riot is Low: 2 months, Expected: 4 months, and High: 6 months. ICC reviewed the circumstances of your RVR and had the opportunity to mitigate your SHU assessment for any amount of time for up to 2 months. ICC determined that your lack of prior similar behavior warranted the SHU assessment to be mitigated for 1 month. Therefore, you received a 3 month mitigated SHU term. ICC appropriately mitigated your SHU assessment. ICC placed you in WG/PG: A2/B upon transfer. This was also appropriate as you were culpable your Administration Segregation Unit (ASU) placement due to your Participation in a Riot. ICC recommended you to transfer to SQ with an alternate of CTF, as both of these institutions commensurate with your case factors and you have no documented enemies at these institutions. In your appeal you also claimed that the

A. Ex. 200

207

APPEAL LOG NUMBER CMC-E-07-00656

ICC panel listed was not true, as the "young psychiatric lady" was not listed. S. Jardine was identified as your staff assistant during ICC, therefore she was not a panel member. In your appeal you claimed that you might have enemies at CTF. During ICC action dated February 8, 2007 your enemy concerns were reviewed and you did not have any documented enemies at CTF. However, if you identify any enemy concerns at CTF, please notify staff immediately. It is also noted that you transferred to CTF on March 27, 2007.

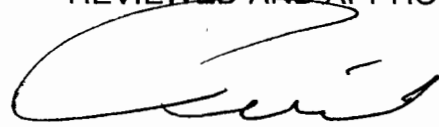
Based on the above information your appeal is denied. You had an impartial hearing on February 8, 2007, as ICC appropriated assess and imposed the 3 month mitigated SHU term, the requested institutions for transfer consideration did commensurate with you case factors, and your WG/PG was properly addressed and appropriate. Your request to be directly transferred SQ is denied as well as you transferred to CTF on March 27, 2007. If dissatisfied with this response you can submit this appeal to the appeals coordinator for consideration at the next level.

APPEAL DENIED



D. SAMUEL
CORRECTIONAL COUNSELOR II
C&PR(A)

REVIEWED AND APPROVED



T. FIFIELD
ASSOCIATE WARDEN (A)
CLASSIFICATION & TREATMENT

A. Ex. 201



Memorandum

Date : June 12, 2007

To : Inmate: SLEDGE CDC: P-43766

Housing: CW-13411

Subject : **NOTIFICATION OF DELAY OF APPEALS PROCESS**

A response to your CDC Form 602, Inmate Appeal, CMC Log #07-0656 has been delayed for the following reason(s):

- ☐ Unavailability of the appellant, staff or inmate witnesses.
- ☒ Complexity of the decision, action, or policy.
- ☐ Necessary involvement of other agencies or jurisdictions.

A response to your appeal is expected by July 18, 2007. This information is provided per CCR Section 3084.6 (b)(6).


D. ENGLER
APPEALS COORDINATOR
California Men's Colony

A. Ex. 202

Memorandum



Date : July 3, 2007

To : SLEDGE, DERRICK
P-43766
CORRECTIONAL TRAINING FACILITY (CTF)

Subject : **SECOND LEVEL REVIEW**
CALIFORNIA MEN'S COLONY (CMC) APPEAL LOG #E-07-0656

ACTION REQUESTED:

1. BE GIVEN AN IMPARTIAL INSTITUTION CLASSIFICATION COMMITTEE (ICC) HEARING.
2. THE FEBRUARY 8, 2007, ICC HEARING BE DISREGARDED AND EXPUNGED.
3. YOU BE COMPENSATED FOR ONLY RECEIVING ONE MITIGATION FACTOR INSTEAD OF FIVE.
4. YOU BE TRANSFERRED TO SAN QUENTIN WITH A1-A STATUS.
5. EVERYONE UNDERSTAND YOUR ANGER AFTER BEING FALSELY ACCUSED.

A review of your appeal has been completed. Your complaint, including requested remedial action, has received careful consideration. You requested emergency processing of your appeal based upon your contention there had been a long delay in your receiving a copy of the California Department of Corrections (CDC) 128-G, Classification Chrono, of your ICC hearing held on February 8, 2007, and you were endorsed for transfer to an institution (CTF) where you have safety concerns. You claim the ICC hearing concerning the Security Housing Unit (SHU) Term and your retention in Administrative Segregation Unit (ASU) pending your transfer was unconstitutional and a violation of your federal civil rights as well as the California Code of Regulations (CCR), Title 15, Sections 3375 through 3378. You contend you were only given a one-month reduction of the four-month SHU Term, even though this was your first incident report. You also claim you were not allowed to voice your concerns regarding your desire to participate in rehabilitative programs or about potential enemies at CTF. You claim further that you had been unjustly charged and then found guilty of a disciplinary infraction for fighting with a white inmate.

On March 21, 2007, your appeal was screened by a CMC appeals coordinator, who determined it did not meet the criteria cited in California Code of Regulations (CCR), Title 15, § 3084.7(a)(1), to be processed as an emergency appeal. Your appeal was assigned for review as a regular appeal and you were provided written notice of this decision.

A. Ex. 203

You were interviewed as part of the First Level Review of your appeal on April 16, 2007. Your appeal was denied. The appeal response indicates you had been found guilty of a Rules Violation Report (RVR), dated December 13, 2006, for Participation In A Riot. ICC assessed four-month SHU Term and mitigated it by one month. ICC recommended you be transferred to either San Quentin or CTF after determining you had no documented enemies at either of these institutions. During the ICC hearing you were afforded a staff assistant, Licensed Clinical Social Worker (LCSW) L. Jardine, who was not a member of the classification committee.

Dissatisfied, you requested a Second Level Review of your appeal, claiming that ICC acted with prejudice because it only reviewed information produced by a dishonest staff and neglected both your hardship and your enemies at CTF.

The rules of the Department governing the issue of your appeal are contained in the CCR, Title 15, as cited in pertinent part herein:

3335. Administrative Segregation.

(a) *When an inmate's presence in an institution's general inmate population presents an immediate threat to the safety of the inmate or others, endangers institution security or jeopardizes the integrity of an investigation of an alleged serious misconduct or criminal activity, the inmate shall be immediately removed from general population and be placed in administrative segregation. Administrative segregation may be accomplished by confinement in a designated segregation unit or, in an emergency, to any single cell unit capable of providing secure segregation.*

(b) *Temporary Segregation. Pending a classification committee determination of the inmate's housing assignment, which may include assignment to one of the segregation program units specified in section 3341.5 of these regulations or to the general inmate population, an inmate may be placed in a designated temporary housing unit under provisions of sections 3336-3341 of these regulations.*

(c) *An inmate's placement in temporary segregation shall be reviewed by the Institutional Classification Committee (ICC) within 10 days of receipt in the unit and under provisions of section 3338(a) of these regulations. Action shall be taken to retain the inmate in temporary segregation or release to general population.*

(d) *When pursuant to this section, an ICC retains an inmate on segregation status, the case shall be referred to a Classification Staff Representative (CSR) for review and approval. Unless otherwise directed by the CSR, subsequent ICC reviews shall proceed in accordance with the following timelines until the inmate is removed from segregation status:*

(1) *At intervals of not more than 90 days until pending Division C, D, E, or F rules violation report is adjudicated. Upon resolution of such*

A. Ex. 204

matters, an ICC shall review the inmate's case within 14 calendar days. At that time, if no further matters are pending, but continued segregation retention is required pending transfer to a general population, ICC reviews shall be within at least every 90 days until the transfer can be accomplished.

(e) Inmate retention in administrative segregation beyond the initial segregation ICC hearing shall be referred for CSR review and approval within 30 days and then thereafter in accordance with subsection (d) above. In initiating such reviews an ICC shall recommend one of the following possible outcomes:

(1) Transfer to another institution in accordance with section 3379.

3341.5. Segregated Program Housing Units.

Special housing units are designated for extended term programming of inmates not suited for general population. Placement into and release from these units requires approval by a classification staff representative (CSR).

(c) Security Housing Unit (SHU). An inmate whose conduct endangers the safety of others or the security of the institution shall be housed in a SHU.

(1) Assignment criteria. The inmate has been found guilty of an offense for which a determinate term of confinement has been assessed or is deemed to be a threat to the safety of others or the security of the institution.

(2) Length of SHU Confinement. Assignment to a SHU may be for an indeterminate or for a fixed period of time.

(B) Determinate SHU Segregation.

1. A determinate period of confinement in SHU may be established for an inmate found guilty of a serious offense listed in section 3315 of these regulations. The term shall be established by the Institutional Classification Committee (ICC) using the standards in this section, including the SHU Term Assessment Chart (see section 3341.5(c)(6)), Factors in Mitigation or Aggravation (see section 3341.5(c)(7)), SHU Term Assessment Worksheet CDC Form 629-A, Rev. 8/95, Assessment of Subsequent SHU Term Worksheet CDC Form 629-B, Rev. 9/90, and SHU Time Computation Table (see CDC Form 629-D Rev. 7/88).

2. The term shall be set at the expected term for the offense in the absence of mitigating or aggravating factors. Deviation from the expected term shall be supported by findings pursuant to subsection (c)(7).

3. The terms shall be recorded on CDC Form 629-A, SHU Term Assessment Worksheet, using the SHU Time Computation Table which incorporates one-fourth clean conduct credit in the term. The computation shall establish a maximum release date and a minimum

A. Ex. 205

SECOND LEVEL REVIEW

CMC Log#E-07-0656

Page Four

eligible release date (MERD). A copy of the CDC Form 629-A shall be given to the inmate.

4. Serious misconduct while in SHU may result in loss of clean conduct credits or an additional determinate term for an inmate serving a determinate term. Such additional term may be concurrent or consecutive and shall be recorded on CDC Form 629-B with a copy given to the inmate. Such cases shall be referred to the CSR for approval; however, all release and retention requirements of section 3339 shall remain in effect pending CSR approval.

6. Consecutive SHU terms shall be assessed only for offenses occurring after commencement of a prior determinate SHU term.

7. The ICC may commute or suspend any portion of a determinate term. Once commuted, the term shall not be reimposed. If suspended, the period of suspension shall not exceed the length of the original term imposed. When either action occurs, the case shall be referred to a classification staff representative (CSR) with a placement recommendation.

8. The Unit Classification Committee shall conduct hearings on all determinate cases at least 30 days prior to their MERD or during the eleventh month from the date of placement, whichever comes first.

(3) Release from SHU. An inmate shall not be retained in SHU beyond the expiration of a determinate term or beyond 11 months, unless the classification committee has determined before such time that continuance in the SHU is required for one of the following reasons:

(A) The inmate has an unexpired MERD from SHU.

(B) Release of the inmate would severely endanger the lives of inmates or staff, the security of the institution, or the integrity of an investigation into suspected criminal activity or serious misconduct.

(C) The inmate has voluntarily requested continued retention in segregation.

(7) Determinate SHU terms shall only be served in a departmentally approved SHU or a facility specifically designated for that purpose.

(8) When an inmate is paroled while serving a determinate term, the remaining time on the term is automatically suspended. When an inmate returns to prison, either as a parole violator or with a new prison commitment, ICC shall evaluate the case for reimposition of the suspended determinate term. If reimposed, the term shall not exceed the time remaining on the term at the time of parole.

A. Ex. 206



(9) SHU Term Assessment Chart (fixing of determinate confinement to SHU).

OFFENSE	TYPICAL TERM (Mos)		
	Low	Expected	High
(G) Disturbance, Riot, or Strike: 2. Active participation in, or attempting to cause conditions likely to threaten institution security.	(02	04	06)

(10) Factors in mitigation or aggravation of SHU term. The SHU term shall be set at the expected range unless a classification committee finds factors exist which warrant the imposition of a lesser or greater period of confinement. The total period of confinement assessed shall be no less than nor greater than the lowest or highest months listed for the offense in the SHU Term Assessment Chart. In setting the term, the committee shall determine the base offense. If the term being assessed includes multiple offenses, the offense which provides for the longest period of confinement shall be the base offense. Lesser offenses may be used to increase the period beyond expected term. After determining the base offense, the committee shall review the circumstances of the disciplinary offense and the inmate's institutional behavior history using the factors below. The committee shall then determine that either no unusual factors exist or find that specific aggravating or mitigating factors do exist and specify a greater or lesser term. The reasons for deviation from the expected term shall be documented on a CDC 128-G, Classification Chrono, and SHU Term Assessment Worksheet, a copy of which shall be provided to the inmate.

(A) Factors in Mitigation.

1. The inmate has a minor or no prior disciplinary history.
2. The inmate has not been involved in prior acts of the same or of a similar nature.
3. The misconduct was situational and spontaneous as opposed to planned in nature.
4. The inmate was influenced by others to commit the offense.
5. The misconduct resulted, in part, from the inmate's fear for safety.

(B) Factors in Aggravation.

1. The inmate's prior disciplinary record includes acts of misconduct of the same or similar nature.
2. The misconduct was planned and executed as opposed to situational or spontaneous.

A. Ex. 207

3. The misconduct for which a SHU term is being assessed resulted in a finding of guilty for more than one offense.

4. The inmate influenced others to commit serious disciplinary infractions during the time of the offense.

3375. Classification Process.

(a) The classification process shall be uniformly applied, commencing upon reception of a person committed to the custody of the director and shall continue throughout the time the individual remains under the director's jurisdiction. Each inmate shall be individually classified in accordance with this article.

(b) The classification process shall take into consideration the inmate's needs, interests and desires, his/her behavior and placement score in keeping with the department and institution's/facility's program and security missions and public safety.

(c) Each determination affecting an inmate's placement within a institution/facility, transfer between facilities, program participation, privilege groups, or custody designation shall be made by a classification committee composed of staff knowledgeable in the classification process.

3375.1 Inmate Placement.

(a) Except as provided in section 3375.2, each inmate shall be assigned to a facility with a security level which corresponds to the following placement score ranges:

(1) An inmate with a placement score of 0 through 18 shall be placed in a Level I facility.

(2) An inmate with a placement score of 19 through 27 shall be placed in a Level II facility.

(3) An inmate with a placement score of 28 through 51 shall be placed in a Level III facility.

(4) An inmate with a placement score of 52 and above shall be placed in a Level IV facility.

3379. Inmate Transfers.

(a) Transfer requirements.

(1) Any inmate transfer from a facility other than a reception center shall require a classification committee action and endorsement by a classification staff representative (CSR). In the cases of civil addicts transferring to community correctional facilities and illegal aliens transferring for the purpose of deportation proceedings, the Classification and Parole Representative (C&PR) may endorse such cases following the classification committee action.

A. Ex. 208

Review at the Second Level reveals that you were removed from the CMC-East general population and placed in ASU on December 13, 2006, following the determination that you were a participant in a large-scale riot on C-Quad between white and black inmates. You were charged, on a serious RVR, with Participation In A Riot, and found guilty of the offense on January 13, 2007. You appealed the guilty finding (CMC appeal log #E-07-0398) and your appeal was denied at the Second Level; therefore, this issue will not be addressed in this review.

On February 8, 2007, a subsequent ICC hearing was conducted to review your segregation and to consider the imposition of a SHU Term, based upon your misconduct. In view of your inclusion in the Mental Health Services Delivery System (MHSDS) with a Correctional Clinical Case Management System (CCCMS) level of care, you were provided a staff assistant at the hearing. The CDC 128-G memorializing this hearing reflects that a four-month SHU Term was assessed and imposed for your offense. Four months is the expected term for this offense and the committee chose to mitigate it by one month in accordance with CCR § 3341.5 (c)(10)(A), as you have not been involved in prior acts of the same or similar nature. No aggravating factors were found to be present. Your Minimum Eligible Release Date (MERD) was calculated to be February 21, 2007.

The committee decided that, following the expiration of your SHU Term, your return to the CMC-East general population would present an immediate threat to you or to others and would also endanger institution security. This decision was based upon the speculation that not all participants in the riot were identified and some may still remain in the general population. Thus, your return to the general population might create undue tension between black and white inmates and could also endanger your safety, as animosity toward you was probable.

It was the decision of the committee that you be retained in ASU until you could be transferred to another institution. Given your case factors, including your placement score of 19, your required Close BRS custody, and your CCCMS status, the two viable institutions determined suitable for your placement were CTF and SQ, where you had no documented enemies. A recommendation for transfer to either of these institutions was referred to the Classification Staff Representative (CSR) who, on March 12, 2007, endorsed your transfer to CTF-II, and on March 27th you were transferred. The ICC classification chrono indicates that you participated in the hearing, had no questions for the committee, understood the reasons for the decisions made and agreed with them.

In summation, the action taken by ICC was consistent with the rules and regulations of the Department. You were afforded a fair and impartial classification hearing with the benefit of an impartial staff assistant. The mitigation of your SHU Term by one month was appropriate. Your continued housing in the CMC-East general population would have presented unreasonable safety and security concerns and it was necessary to transfer you to an institution where you would have the opportunity to program in the general population and to receive the necessary psychiatric treatment.

A. Ex. 209

Your transfer was considered adverse; therefore, your Work Group (WG) and Privilege Group (PG) changed to A2/B effective with your transfer.

Your appeal is partially granted in that you were provided with an impartial ICC hearing. The remainder of your requested action is denied.

Should you be dissatisfied with this appeal decision, you may, by following the instructions listed on your Inmate Appeal Form (CDC 602), request a Director's Level Review.

APPEAL PARTIALLY GRANTED


(u) JOHN MARSHALL
Warden
California Men's Colony

cc: C-File, Appeals

ew

A. Ex. 210

STATE OF CALIFORNIA
DEPARTMENT OF CORRECTIONS AND REHABILITATION
INMATE APPEALS BRANCH
P. O. BOX 942883
SACRAMENTO, CA 94283-0001

DIRECTOR'S LEVEL APPEAL DECISION

Date: OCT 17 2007

In re: Sledge, P43766
Correctional Training Facility
P.O. Box 686
Soledad, CA 93960

IAB Case No.: 0702572

Local Log No.: CMC 07-00656

This matter was reviewed on behalf of the Director of the California Department of Corrections and Rehabilitation (CDCR) by Appeals Examiner Jack Batchelor, Facility Captain. All submitted documentation and supporting arguments of the parties have been considered.

I APPELLANT'S ARGUMENT: It is the appellant's position that his appeal should be handled as an emergency appeal because of the long delay in receiving his copy of the CDC Form 128-G, Classification Chrono summarizing his appearance before the Institution Classification Committee (ICC) in which he was assessed a Security Housing Unit (SHU) term and referred for transfer.

The appellant argues that he has been endorsed for a transfer to an institution where he claims to have safety concerns. The appellant also argues that his retention in the Administrative Segregation Unit (ASU) and the assessment of a four-month SHU term was unconstitutional and a violation of his civil rights to include a violation of departmental regulations. The appellant believes that he should have been given more than a one-month reduction in his SHU term and that he was not permitted to voice his concerns regarding his desire to participate in rehabilitative programs or his potential enemies at the Correctional Training Facility (CTF).

The appellant requests that he is given an impartial classification committee hearing; the February 8, 2007, ICC hearing is disregarded and expunged from his central file; compensated for only receiving one-month mitigation factor instead of five-months; transferred to California State Prison, San Quentin (SQ) with Work Group/Privilege Group "A-1/A" status; and that everyone understand his anger after being falsely accused.

II SECOND LEVEL'S DECISION: The appellant's requests that his appeal be handled as an emergency appeal was reviewed by the California Men's Colony (CMC) appeals coordinator, who determined that the appellant did not meet the criteria cited in California Code of Regulations, Title 15, Section (CCR) 3084.7; therefore, the appeal was assigned for review as a regular appeal and the appellant was provided with written notice of this decision.

The reviewer found that the appellant was identified as being a participant in an incident involving black and white inmates, wherein he was placed into the ASU. The appellant was charged and found guilty of participating in this large scale disturbance and assessed a four-month SHU term pursuant to CCR 3341.5. The mid-range SHU term for the offense in which he was found guilty is four-months. The ICC mitigated the SHU term by one-month because of no previous involvement in like behaviors and/or incidents.

During the appellant's appearance before ICC, it was determined that because not all of the participants had been identified and removed from the general inmate population (GP), the appellant's release to the GP could jeopardize the safety and security of the institution, inmates and staff. Additionally, the appellant's case factors limited the committee's option as to what institution the appellant could be transferred. The ICC determined that the appellant could be transferred to either CTF or SQ as there were no documented enemies at either of these institutions. Therefore, ICC retained the appellant in the ASU pending his referral to the Classification Staff Representative (CSR) with a transfer recommendation. The appellant's case was reviewed by the CSR who endorsed the appellant for transfer to CTF. The appellant was subsequently transferred to CTF on March 27, 2007. The institution concluded that no violation of the appellant's due process rights occurred and that the decision reached by ICC is consistent with the rules cited herein.

III DIRECTOR'S LEVEL DECISION: Appeal is denied.

A. Ex. 211

SLEDGE, P43766
CASE NO. 0702572
PAGE 2

A. FINDINGS: The documentation reveals that the appellant was removed from the GP and placed into the ASU following his identification as being a participant in the group disturbance involving black and white inmates. The documentation also reflects that the appellant's disciplinary process determined that a preponderance of evidence was presented which supported a finding of guilt and the subsequent assessment of a SHU term of four-months pursuant is consistent with CCR 3341.5. The ICC mitigated the appellant's SHU term, which resulted in a Minimum Eligible Release Date of February 21, 2007. ICC determined that after the expiration of his SHU term, his return to the CMC-East GP would present an immediate threat to the appellant and others, which in turn would endanger institution security.

The ICC's decision to recommend the appellant's transfer to either CTF or SQ was based on the appellant's case factors, which included his Placement Score of 19 points, his Close BRS custody, and his Correctional Clinical Case Management System status, which are only two viable institutions. The appellant could not or was he able to provide any documented evidence of enemies' potential or otherwise located at CTF, therefore, his argument that he had potential enemy concerns is without merit. The appellant has failed to provide compelling evidence and or documentation supporting his appeal requests. The appellant's request for compensation is beyond the scope of the inmate appeals process and, therefore, will not be addressed at the Director's Level of Review (DLR). Absent any new or compelling arguments being submitted by the appellant when requesting a DLR, a modification of the decision reached by the institution in this matter is not warranted.

B. BASIS FOR THE DECISION:

CCR: 3001, 3005, 3270, 3335, 3341.5, 3375, 3375.1, 3379

C. ORDER: No changes or modifications are required by the institution.

This decision exhausts the administrative remedy available to the appellant within CDCR. If dissatisfied, the appellant may forward this issue to the California Victims Compensation and Government Claims Board, (formerly known as the State Board of Control), Government Claims Unit, P.O. Box 3035, Sacramento, CA 95812-3035, for further review.



N. GRANNIS, Chief
Inmate Appeals Branch

cc: Warden, CTF
Appeals Coordinator, CTF
Appeals Coordinator, CMC

A. Ex. 212

Exhibit Cover Page

Amended- (A), Exhibits- (Ex.) Pages. (Pgs.)

A. Ex. Pgs. 213 To 224

Plaintiff - Denied CDC-602^{Process} Appeal
Citizen Complaint Against
Correctional Officer-(C/O) -
Defendant David Balkind
(established by defendant-Mrs. M Vela)

**INMATE/PAROLEE
APPEAL FORM**
CDC 802 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. CKY-5

107-01740

7-

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
DERRICK L. SLEDGE	P-43766	A2B	CW-1341

A. Describe Problem: This is A Citizen's Complaints Employee Misconduct Appeals (Attached with CDC 1858 (2/97): On 12/13/2006 CDCR/CMC-E % DAVID BALKIND Badge No. 69590 - Purposely Lied and Fabricated CDCR Staff Incident Report log No. CMC-E-06-12-0516 AND CDCR-115 log No. E-C-06-12-0161. Too falsified that he "personally saw me I'm Sledge fighting with D. Lutz V-4387 in front of Bldg. 6 while he stood in front of Bldg 5; with both OURS Rights and lefts fists AND AS he approached ordering

If you need more space, attach one additional sheet. cc written copy mailed. Continue

B. Action Requested: EXNORATED; Rectify the (illegal) guilty finding of the CDCR 115 Charge/disposition; Given A Certificate of Rehabilitation for my true Conduct; Allow to go to A facility that I can obtain sooner Rehabilitation Program/work in PIA to pay for my college books ect.

Inmate/Parolee Signature: Derrick L. SledgeDate Submitted: 5/1/07

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

RECEIVED
MAY 1 2007
A2-1
BRANCH
APPEALS

BYPASS

Staff Signature: _____

Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

BYPASS

Signature: _____

Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

CDC Appeal Number: _____

MAY 15 2007
CMC APPEALS OFFICE

RECEIVED
JUN - 4 2007
CTF APPEALS

RECEIVED
MAY - 7 2007
CTF APPEALS

RECEIVED

JUL - 5 2007

CTF APPEALS

A. Ex. 213

07-01740

A. Ex. 214

First Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other

E. REVIEWER'S ACTION (Complete within 15 working days): Date assigned: 5.7.07

Due Date: 6.19.07

Interviewed by: _____

B. Ex. 214

Staff Signature: _____

Title: _____

Date Completed: _____

Division Head Approved: _____

Returned _____

Signature: _____

Title: _____

Date to Inmate: _____

F. If dissatisfied, explain reasons for requesting a Second-Level Review, and submit to Institution or Parole Region Appeals Coordinator within 15 days of receipt of response.

B. Ex. 214

Signature: _____

Date Submitted: _____

Second Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other

G. REVIEWER'S ACTION (Complete within 10 working days): Date assigned: _____

Due Date: _____

☐ See Attached Letter

Signature: _____

Date Completed: _____

Warden/Superintendent Signature: _____

Date Returned to Inmate: _____

H. If dissatisfied, add data or reasons for requesting a Director's Level Review, and submit by mail to the third level within 15 days of receipt of response.

I Attempted to seek Facility Due Process concerning my Citizen Complaint claim attach/stated within this submitted 602 C/C in which Facility Official has rejected my Appeal unjustly and incorrectly a Const. Violation. I now see Director Level C/o Balkind and Stg Schwore is two different issues

Signature: _____

Nerrick Sledge

Date Submitted: 6/7/08

For the Director's Review, submit all documents to: Director of Corrections
P.O. Box 942883
Sacramento, CA 94283-0001
Attn: Chief, Inmate Appeals

Please send back all attach document upon Director level please

DIRECTOR'S ACTION: ☐ Granted ☐ P. Granted ☐ Denied ☐ Other☐ See Attached Letter

Date: _____

CDC 602 (12/87)

A. Ex. 214

use to stop I RAN toward the tennis court and D. Lutz stop at...
 % Balkind personally knew my identity and daily activities, by currently becoming my Job Supervising in which he also acknowledged my Holy Character along by supportive stories from his co-workers.
 It's of Facts that % Balkind lied completely in hopes he would gain favor with C-Guard Sergeant to be requested for a better Post Assignment around his C-Guard Yard Staff Friends (A yard where some officers are allowed to be corrupted against mentally ill I/m's. justicely unsupervised; supported by Prior Incidence Reports/602's of the past 14 months ect...)

% Balkind had many opportunities to become honest and true to his Job Title to state he made a mistake (with me); in which I could of easily recovered and continue on with my own established perfect program. Instead having me to currently suffer, life destroyed and no fair ~~program~~ opportunities to Rehabilitation Program. That daily abuses me to have suicide thoughts and a desire that if I become forced with a celly to kill him before he kill me now; due to this one Officers dishonestness when I was a perfect I/m with him and all other staff. Which I now held under due diligence that DCR will become honest to restore some of the damages; giving me back a better out-look that CDCR-system do work (Mistake do happen).

% Balkind could not have possibly saw this alleged misbehavior of me !! Because me being shortly present in this location upon me seeing my friend Byron Johnson P-51041 get ASSAULTED by one of the angry white group both them and him allowed me to come in peace between them all to escort I/m Johnson to safety; in which no one attempted to hit me nor did I ever desire to hit anyone. I was officially located on the Basketball Court with no fighting marks ect. watching this staff controlled Riot; See Citizen's Complaint on Sergeant B. Schvone That had two 10ft. fences that blocked both pathways from the tennis court and this alleged fighting area. % Balkind used my close relationship with the tennis court knowing I came close everyday of accepting a CDC IIS in order to play tennis.

% Balkind could not have saw me or anyone else fighting from where he stood, because of other Officers reporting that over 70 other I/m's being between % Balkind and his accusation of me, being present fighting, running ect... (See Tower % EAREhart, % Stephenson and all schematic).

% Balkind reaction within his fabricated Report was severely unethical and contradictively to the Procedures comparison to all other Officers Reports - for which they observed responded prevented

with 2 HAEM (With pepper spray ect...) and secured under one operation which allowed them to correctly identify each film it saw fighting because they also secured.

Being that % Barclay % Stephenson, % Ramos and %ard o BAXstresser being primary officers whom all reacted appropriately to % Balkind Corruption being a responder to used their professionalism to legally lie which is why none of these other officers reported seeing me also (All to know me for over yrs. and being my direct Job Supervisor) When they responded I agreed to just lie like % Balkind which is why they reported the truth that they saw, pepper spray and secured film Lutz that was fighting someone other than me in this same location.

% Balkind was warned by co-worker of lying on me he walked to the Basketball Court saw that I possessed a 802 Pelgee office in one hand and a plastic bag of breach in the other, with sweat pants with no pockets; he also saw how impossible for me to support his lie by being on the Basketball Court with them two ft. fences, still he continue to lie. Now not just stated he made a mistake

% Balkind used CDCR Code of Silent Policy dishonestly for I as a perfect film except for the color of my skin. To add other stuff to his Corruption under the color of law - Sgt. Schwore (Ellis (IE); Captain White; Severely illegally prejudice Lt. tinson; CCH M. Vela (Appcal Coordinator); Deputy Warden (CC Chairperson) and the Warden John Marshall (for my letter to me now investigating

Evidence in support: I agree to a polygraph examination of Incident Report / Document of log No. CMC-E-06-12-0516; Ods log No. 07-00656; 07-00220; 07-00398; Outside legal agencies Prison Law Office; Calif Prison Focus; Office of the Inspector General and the Internal Affairs Office ect... And the Fact Finding that will be produced from other citizen's complaints due Process and Impartial interview with all inmate I met and others.

Upon a favorable investigation CDCR should honor me fair rehabilitation Opportunity instead of Soledad State Prison; I am completely innocent and was conducting a perfect Rehabilitation under many restriction At CMC-E copies will be made

Dated: May 6, 2007

A. Ex. 216

Derrick B. Sledge

DERRICK B. SLEDGE

STATE OF CALIFORNIA
CDC 1858 (2/97)

DEPARTMENT OF CORRECTIONS

RIGHTS AND RESPONSIBILITY STATEMENT

The California Department of Corrections has added departmental language (shown inside brackets, in non-boldface type) for clarification purposes.

Pursuant to Penal Code 148.6, anyone wishing to file an allegation of misconduct by a departmental peace officer must read, sign and submit the following statement:

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER [this includes a departmental peace officer] FOR ANY IMPROPER POLICE [or peace] OFFICER CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' [or inmates'/parolees'] COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN [or inmate/parolee] COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS.

IT IS AGAINST THE RIGHT OF A CITIZEN TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE OFFICER CONDUCT. THIS SECTION WAS HELD UNCONSTITUTIONAL, AS VIOLATIVE OF FIRST AMENDMENT AND EQUAL PROTECTION CLAUSE, IN THE DECISION OF HAMILTON V. CITY OF SAN BERNARDINO, C.D. CAL. 2004, 325 F. SUPP. 2D 1087. OTHERWISE, IF YOU MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE OFFICER CONDUCT, YOU MAY BE PROSECUTED ON A CHARGE OF MISDEMEANOR. IF YOU MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE OFFICER CONDUCT, YOU MAY BE PROSECUTED ON A CHARGE OF MISDEMEANOR.

COMPLAINANT'S PRINTED NAME	COMPLAINANT'S SIGNATURE	DATE SIGNED	
INMATE/PAROLEE PRINTED NAME	INMATE/PAROLEE'S SIGNATURE	CDC NUMBER	DATE SIGNED
DERRICK L SLEDGE	Derrick L Sledge	P-43766	5/7/2007
RECEIVING STAFF'S PRINTED NAME	RECEIVING STAFF'S SIGNATURE	DATE SIGNED	

DISTRIBUTION:
ORIGINAL -
Public - Institution Head/Parole Administrator
Inmate/Parolee - Attach to CDC form 602
Employee - Institution Head/Parole Administrator
COPY - Complainant

A. Ex. 217

State of California
CDC FORM 695

Screening For:

CDC 602 Inmate/Parolee Appeals

CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

May 15, 2007

SLEDGE, P43766

~~EFBQB4F200004288~~

CW-13412

Log Number: CMC-E-

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

You have submitted an appeal that duplicates a previous appeal upon which a decision has been rendered or is pending (CCR 3084.3(c)(2)).

Your complaint was reviewed per AB 05/03 on 2/20/07 by the Hiring Authority. It was deemed not to be a staff complaint and the appeal was assigned as a disciplinary appeal (Appeal Log Number CMC-E-07-0398). It was denied at the Second Level on 3/28/07.



D. Engler/M. Vela
CC-II Specialist
California Men's Colony

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

<p>PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE</p>

A. Ex. 218



From: D. Shedge P-43766
 STF/CW-134L
 5/31/07

To: CMC-E Appeal Office

Re: My Citizen Complaint being Screen for a Disciplinary 602
 therefore it will not be accepted/Process for impartial Fact-Finding

Please Take Notice that the Attached 602 is to be-
 come process under a Citizen Complaint Discovery - Against
 Yo Balkind, for his misconduct concerning this incident.

This exact Appeal Office/Staff informed me that I
 couldn't combine two or more issues under the same 602-Appeal
 Now is you saying I should of had brought both issues
 under the one Disciplinary 602-Appeal? Which would be
 contrary to your Rules And Regulations?

If I don't obtain a fair and impartial discovery on a
 disciplinary 602; it also prevent discovery for a Staff
 Misconduct under a Citizen Complaint Fact-Finding? Please
 explain precisely with case law, so I can understand - how to
 obtain a impartial documentation Citizen Complaint concerning
 Yo Balkind Misconduct? Please, in any case should have the
 first level Reponder sign its Fact Finding so I could proceed to the
 next level. This is the only Citizen Complaint I Filed on Yo Balkind

Submitting By
 Derrick L Shedge
 Derrick L Shedge

A. Ex. 219

State of California

CDC FORM 695

Screening For:

CDC 602 Inmate/Parolee Appeals

CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

June 5, 2007

SLEDGE, P43766

CFCWT1000000134L


Log Number: CTF/S-07-01740

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

You have submitted an appeal that duplicates a previous appeal upon which a decision has been rendered or is pending (CCR 3084.3(c)(2)).

Log # CMC-E-07-0398. You have filed multiple appeals with the CTF appeals department concerning a staff complaint originating from CMC (See attached CMC) 5/15/07 which stated that CMC Hiring Authority reviewed your complaint and deemed it a disciplinary issue.


J. Aboytes / P. G. Dennis
Appeals Coordinators
Correctional Training Facility

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE

A. Ex. 220

INMATE APPEALS BRANCH

1515 S Street, Sacramento, CA 95814
P.O. Box 942883
Sacramento, CA 94283-0001



June 18, 2007

SLEDGE, CDC #P-43766
Correctional Training Facility
P.O. Box 686
Soledad, CA 93960

Re: Institution Appeal Log #CTF 07-01740 Staff Complaint

Dear Mr. SLEDGE:

The enclosed documents are being returned to you for the following reasons:

This office provides the Director's Level Review of inmate/parolee appeals. The form must be completed through the Second Level of Review on behalf of the Warden or Parole Region Administrator. Your appeal was rejected, withdrawn or cancelled. If you disagree with that decision, contact the Appeals Coordinator. You must comply with instructions from that office.

Your assigned counselor, the Appeals Coordinator, or your Parole Agent can answer any questions you may have regarding the appeals process. Library staff can help you obtain any addresses you need.

A handwritten signature in black ink, appearing to read "N. Grannis". The signature is written in a cursive, flowing style.

N. GRANNIS, Chief
Inmate Appeals Branch

****PERMANENT APPEAL ATTACHMENT-DO NOT REMOVE****

A.. Ex. 221

From I/m D. Shedge P-43766
 CW-134L 7/1/07

Re: Director level Instruction for CTR/CME Appeal Office

Please take Notice that the Director level Review concerning that my submitted "Citizen Complaint" has instructed me to seek Warden Review; in support of Administration Exhaustion Requirement.

Again, I have never filed a 602 Citizen Complaint concerning my Facts of this Staff misconduct. I did however filed a 602 in hopes the just discovery into my actual innocence that was investigated with pure prejudice - To be unconstitutional to use that same fact finding for claims of staff misconduct review.

Your Rules and Regulation distinctively has design two 602 due Process for I/m's to pursuit disciplinary review ⁶⁰² and Staff misconduct 602-Citizen Complaint, To constitute separate fact-finding Review. To reject my 602-Citizen Complaint alleging my disciplinary 602 support both fact-find would be illegal and a prejudice ^{denial to} due process violation.

Under due diligence to cause me severe hardship your current decision will rest for ^{this} Administration Exhaustion Requirement

Derrick H. Shedge
 Derrick H. Shedge

7/1/07

A. Ex. 222

State of California

CDC FORM 695

Screening For:

CDC 502 Inmate/Parolee Appeals

CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

July 9, 2007

SLEDGE, P43766

CFGWT1000000134L


Log Number: CTF-S-

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

You have submitted an appeal that duplicates a previous appeal upon which a decision has been rendered or is pending (CCR 3084.3(c)(2)).

Comments: Log #CMC-E-07-0398 this appeal was reviewed by the hiring authority and was processed as a disciplinary issue.


J. Aboytes / P. G. Dennis
Appeals Coordinators
Correctional Training Facility

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT - DO NOT REMOVE

A. Ex. 223

INMATE APPEALS BRANCH

1515 S Street, Sacramento, CA 95814
P.O. Box 942883
Sacramento, CA 94283-0001



August 29, 2007

SLEDGE, DERRICK, P43766
Correctional Training Facility
P.O. Box 686
Soledad, CA 93960

RE: IAB# 0703649 CTF-07-01740 STAFF COMPLAINTS

Mr. SLEDGE:

The Inmate Appeals Branch, California Department of Corrections and Rehabilitation (CDCR) acts for the Director, Division of Adult Institutions, at the third level of appeal. The Branch examines and responds to inmate and parolee appeals that are submitted on a CDC Form 602, Inmate/Parolee Appeal Form, after the institution or parole region has responded at the Second Level of Appeal.

Institution and parole staff are available to assist you in obtaining additional copies of forms and documents required to submit an appeal. The inmate library offers resources and assistance to obtain general information regarding regulations, procedures, policies, and government agency addresses. Additionally, your assigned Counselor or Parole Agent, or the Appeals Coordinator can answer any questions you may have regarding the appeals process. The Inmate Appeals Branch appreciates your responsible use of the appeal system to address your grievance.

The Inmate Appeals Branch has received an appeal from you and has determined that it does not comply with the appeal procedures established in California Code of Regulations (CCR) Title 15, Article 8, and is being screened-out and returned to you pursuant to CCR 3084.3 for the following reason(s):

Only the original appeal form is accepted at the Director's Level of Review. If you do not have the original appeal, see your Appeals Coordinator for a replacement "Treat as Original" copy.

A handwritten signature in black ink, appearing to read "N. Grannis".

N. GRANNIS, Chief
Inmate Appeals Branch

****PERMANENT APPEAL ATTACHMENT-DO NOT REMOVE****

A. Ex. 224

Exhibit Cover Page

Amended- (A), Exhibits - (Ex.), Pages (Pgs.)

A. Ex. Pgs. 225 To 235

Plaintiff - Denied CDC-602^{Process} Appeal
Citizen Complaint Against
C-Quad Sergeant (Defendant) -
R. B. Schnore.
(established by defendant - Mrs. Vela)

INMATE/PAROLEE
APPEAL FORM
CDC 602 (12/87)

Location: Institution/Parole Region Log No. Category
1. _____ 1. _____ 1-10
2. _____ 2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
Derrick Shedge	P-43766		CW-134L

A. Describe Problem: A Citizen Complaint Against Stg. RB Schnore for his Deliberately Indifference, Negligence Concerns for the Health And Safety of I/m's under his Supervision- Allowed A Racial Riot to escalate into violence; CAUSINGS INNOCENCE, perfectionist programmer-I/m's as petitioners, To have his life put into danger AND his established Rehabilitation destroyed. BECAUSE Stg. Schnore concealed crucial "Timing" under A Code of Silent Policy that Allowed A Co-worker/Friend % Balkind to file a Report with
If you need more space (attach one additional sheet) CC: A written copy has been made Continue Attach.

B. Action Requested: A out-side be Assigned to investigate these facts, to allow me a impartial discovery to be document. Upon my favorable finding I be Completely exonerated. Immediately given back my established Rehabilitation Program. Stg. Schnore be held to compensated me for my pain/suffering upon every day I'm forced to live under these current hardship living conditions
Inmate/Parolee Signature: Derrick Shedge Date Submitted: JUN 11 2007

C. INFORMAL LEVEL (Date Received: _____)
Staff Response: _____
Staff Signature: _____ Date Returned to Inmate: _____

D. FORMAL LEVEL
If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____ Date Submitted: _____
Note: Property/Funds appeals must be accompanied by a completed Board Control form BC-1E, Inmate Claim
CDC Appeal Number: _____

RECEIVED MAY 23 2007 CTF APPEALS
RECEIVED JUN - 4 2007 CTF APPEALS
JUL 16 2007 CMC APPEALS OFFICE
RECEIVED JUL - 2007 CTF APPEALS
RECEIVED JUL 24 2007 Return from CMC
A. Ex. 225

RECEIVED

First Level ☒ Granted ☐ P. Granted ☐ Denied ☐ Other _____

E. REVIEWER'S ACTION (Complete within 15 working days): Date assigned: _____

Due Date: _____

Interviewed by: _____

Staff Signature: _____

Title: _____

Date Completed: _____

Division Head Approved: _____

Returned _____

Signature: _____

Title: _____

Date to Inmate: _____

F. If dissatisfied, explain reasons for requesting a Second-Level Review, and submit to Institution or Parole Region Appeals Coordinator within 15 days of receipt of response.

Signature: _____

Date Submitted: _____

Second Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____

G. REVIEWER'S ACTION (Complete within 10 working days): Date assigned: _____

Due Date: _____

☐ See Attached Letter

Signature: _____

Date Completed: _____

Warden/Superintendent Signature: _____

Date Returned to Inmate: _____

H. If dissatisfied, add data or reasons for requesting a Director's Level Review, and submit by mail to the third level within 15 days of receipt of response.

Signature: _____

Date Submitted: _____

For the Director's Review, submit all documents to: Director of Corrections
P.O. Box 942883
Sacramento, CA 94283-0001
Attn: Chief, Inmate Appeals

DIRECTOR'S ACTION: ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____☐ See Attached Letter

Date: _____

CDC 602 (12/87)

251

A. Ex. 226

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

May 15, 2007

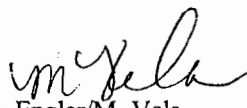
SLEDGE, P43766
EFBQB4F200004288

Log Number: CMC-E-
(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

You have submitted an appeal that duplicates a previous appeal upon which a decision has been rendered or is pending (CCR 3084.3(c)(2)).

Your complaint was reviewed per AB 05/03 on 2/20/07 by the Hiring Authority. It was deemed not to be a staff complaint and the appeal was assigned as a disciplinary appeal (Appeal Log Number CMC-E-07-0398). It was denied at the Second Level on 3/28/07.


D. Engler/M. Vela
CC-II Specialist
California Men's Colony

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE
--

A. Ex. 227

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

May 24, 2007

SLEDGE, P43766
CFCWT1000000134L

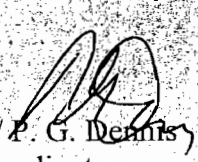
Log Number: CTF-S-

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

Your appeal is incomplete. You must include supporting documentation. All documents must be legible. (If necessary, you may obtain copy(ies) of requested documents by sending your request with a signed trust withdrawal form to your assigned counselor.) Your appeal is missing:

Your appeals is missing CMC-E 06-12-0516 Comments: You are requesting an investigation with a favorable finding toward you. You want to be exonerated of all charges. You want Sgt. Schnore to compensate you with money for pain and suffering for every day that he has forced you to live under hardship conditions. Sgt. Schnore allowed Officer Balkind to file a false report which will cause you of sadistic harm.


J. Aboytes / P. G. Dennis
Appeals Coordinators
Correctional Training Facility

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE
--

A. Ex. 228

From D. Sledge P-43766
6/1/07

Re: CTF/Appeal Office Screening - Req. I Attach
Additional document - For a Citizen Complaint 602.

Please take Notice that my understanding for a Citizen
Complaint would be process by Higher Official Assoc. Dupty
WARDEN ect... that would review the entire incident for which
All document is under their control/possession for an impartial
discovery

Also Stg. Schmore didn't do thing to prevent the Riot
Escalation to allow % Balkind to be and stay dishonest
which it is not of the record because if there was I would
seen exonerate long ago

Herefor I am Attaching Stg Schmore Incident Report
Observation in Support to my Citizen Complaint Claims, Issues

Having a I/m to attached the same document that's under
staff/official control to prolong Justice is unfair. For I
was only given this incident document pertaining directly to my
case

Derrick D. Sledge

A. Ex. 229

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

June 5, 2007

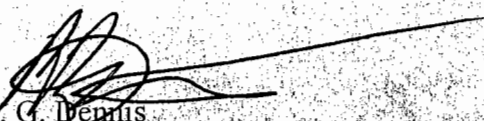
✓
SLEDGE, P43766
CFCWT1000000134L

Log Number: CTF-S-
(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

You have submitted an appeal that duplicates a previous appeal upon which a decision has been rendered or is pending (CCR 3084.3(c)(2)).

CMC-E 07-0398. You have filed excessive complaints concerning an incident that occurred at CMC. See 5/15/07 Screen-Out notice from CMC appeals. CMC stated that your staff complaint would be processed as a disciplinary issue.


J. Aboytes / P. G. Dennis
Appeals Coordinators
Correctional Training Facility

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE

A. Ex. 230

From: I/m D. Sledge P-43766
 CW-1342 7/1/07

Re: Director Level Instruction concerning the due Process of my 602 Citizen Complaints claims.

Again I've never filed a Citizen Complaint concerning my Facts of this Stg. Misconduct. In fact he was never even stipulated in any of my filed 602 concerning my disciplinary guilt or innocence in support of how CDCR Appeal Due Process is unjust

Again your Rules & Regulation Support two distinctive 602 review - disciplinary / staff misconduct for two different fact finding discovery ~~with~~ which I never stipulated to be count under one review because the attach claim was in part different all together from my disciplinary report concern ^{this} staff/stg. which I had no reason to ~~challenge~~ argue in my case in a disciplinary 602

Under due diligence that has caused me severe hardship our decisions will now rest for my due attempts to Administration Exhaustion Requirement

57/01/07

Derrick H. Sledge
 Derrick H. Sledge

A. Ex 231

State of California

CDC FORM 695

Screening For:

CDC 602 Inmate/Parolee Appeals

CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the INFORMAL Level

July 16, 2007

SLEDGE, P43766

CTF

Log Number: CMC-E-

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

Your allegations of misconduct were reviewed per Administrative Bulletin (AB) 05.03, by the Warden's designee, who determined the appeal was not a staff complaint. As you have exceeded time constraints regarding this issue this appeal cannot be accepted. For your information, disciplinary issues from this riot were addressed in appeal log #CMC-E-07-0398.



D. Engler/M. Vela

CC-II Specialist

California Men's Colony

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE

A. Ex. 232

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

July 24, 2007

SLEDGE, P43766
CFCWT1000000134L

Log Number: CTF-S-


(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

There has been too great a TIME LAPSE between when the action or decision occurred and when you filed your appeal with no explanation of why you did not or could not file in a timely fashion. Time limits expired per CCR 3084.6(c). Therefore, if you would like to pursue this matter further, you must submit an explanation and supporting documentation explaining why you did not or could not file your appeal timely.

Issue Occurred 12/06 Appeal Filed 5/07.

Reviewed as staff complaint at CMC (see attached screen-out)


J. Aboytes / P. G. Dennis
Appeals Coordinators
Correctional Training Facility

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE

A. Ex. 233

From: I/m D. Shedge P-43766
 July 27, 2007

To: Director's level Review

Re: CDCR/CMC-E Appeal Office AND Warden / CTF
 Appeal Office co-signing to prejudice disallowed me Citizen
 Complaint - 602 Due Process Rights.

Please take notice Director's level that this is my
 Final due diligent Attempts of trying to obtain Citizen Complaint
 Review on Stg. R. B. Schware.

Due to the many Attempts has now caused me to suffer
 Severe mental abuse. And ~~Revealed~~ fearfulness of CDCR
 Official Retaliation. I declare here and hereafter I will
 seek ^{only} out-side Court Civil Rights Violation Review. upon one
 Attempt to the Facility, Appeal Office and then one Attempt to the
 Director's level - Due to the Accumulation of 602 Due Process
 citizen Complaint denial ~~to be~~ and time delay for not getting ^{issues} Process.

Sincerely

Derrick Shedge

CC: A copy be made
 and sent to Federal
 Civil Right Court of Law
 by Prisoner Advocates
 Agency

Please keep all 25
 documents attached
 and returned back

A. Ex. 234

0



INMATE APPEALS BRANCH

1515 S Street, Sacramento, CA 95814
P.O. Box 942883
Sacramento, CA 94283-0001

August 29, 2007

SLEDGE, DERRICK, P43766
Correctional Training Facility
P.O. Box 686
Soledad, CA 93960

RE: IAB# 0703650 DISCIPLINARY

Mr. SLEDGE:

The Inmate Appeals Branch, California Department of Corrections and Rehabilitation (CDCR) acts for the Director, Division of Adult Institutions, at the third level of appeal. The Branch examines and responds to inmate and parolee appeals that are submitted on a CDC Form 602, Inmate/Parolee Appeal Form, after the institution or parole region has responded at the Second Level of Appeal.

Institution and parole staff are available to assist you in obtaining additional copies of forms and documents required to submit an appeal. The inmate library offers resources and assistance to obtain general information regarding regulations, procedures, policies, and government agency addresses. Additionally, your assigned Counselor or Parole Agent, or the Appeals Coordinator can answer any questions you may have regarding the appeals process. The Inmate Appeals Branch appreciates your responsible use of the appeal system to address your grievance.

The Inmate Appeals Branch has received an appeal from you and has determined that it does not comply with the appeal procedures established in California Code of Regulations (CCR) Title 15, Article 8, and is being screened-out and returned to you pursuant to CCR 3084.3 for the following reason(s):

Your appeal was rejected, withdrawn or cancelled. If you disagree with that decision, contact the Appeals Coordinator. You must comply with instructions from that office.

A handwritten signature in black ink, appearing to read "N. Grannis", is located above the typed name.

N. GRANNIS, Chief
Inmate Appeals Branch

****PERMANENT APPEAL ATTACHMENT-DO NOT REMOVE****

A. Ex. 235

Exhibit Cover Page

Amended-(A). Exhibits (Ex.) Pages (Pgs.)

A. Ex. Pgs. 236 To 243

Plaintiff- Denied CDC-602 Process
Appeal Citizen Complaint
Against C-Quad (Defendant)
Captain J.T White

(established by defendant Mrs M. Vel)

INMATE/PAROLEE

APPEAL FORM

CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. _____

1. _____

2. _____

2. _____

7

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
DERRICK Sledge	P-43766	AB3	CW-134L

A. Describe Problem: This is A Citizen Complaint on CMC-E, C-Quand Captain R.A White for ~~en~~ ignoring the continuous Report of C-Quand Officers Misconduct. For instance over A 6 month period (June³¹ 2006 to December³¹ 2006). Which gotten so far out of control that most of his Officers Started completing for the best Malicious filed disciplinary Report Sadist~~ism~~ on that I/m..

Which Captain White never investigate the

If you need more space, attach one additional sheet. See Attach CDC 1858 Continue attaching
A copy been made

B. Action Requested: That A out-side Fact-finding be order. to investigate my Claims with documentation; Any other appropriate relief deem necessary

Inmate/Parolee Signature: Derrick Sledge Date Submitted: 7/2/07

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

Staff Signature: _____ Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

Signature: _____ Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed

Board of Control RECEIVED Return from CMC

CDC Appeal Number: _____

JUL 16 2007 JUL - 2007
JMC APPEALS OFFICE CTF APPEALS

RECEIVED
JUL 24 2007
CTF APPEALS

A. Ex. 236

First Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____

E. REVIEWER'S ACTION (Complete within 15 working days) Date assigned: _____ Due Date: _____

Interviewed by: _____

Staff Signature: _____ Title: _____ Date Completed: _____

Division Head Approved: _____ Returned _____

Signature: _____ Title: _____ Date to Inmate: _____

F. If dissatisfied, explain reasons for requesting a Second-Level Review, and submit to Institution or Parole Region Appeals Coordinator within 15 days of receipt of response.

Signature: _____ Date Submitted: _____

Second Level ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____

G. REVIEWER'S ACTION (Complete within 10 working days) Date assigned: _____ Due Date: _____

☐ See Attached Letter

Signature: _____ Date Completed: _____

Warden/Superintendent Signature: _____ Date Returned to Inmate: _____

H. If dissatisfied, add data or reasons for requesting a Director's Level Review, and submit by mail to the third level within 15 days of receipt of response.

Signature: _____ Date Submitted: _____

For the Director's Review, submit all documents to: Director of Corrections
P.O. Box 942883
Sacramento, CA 94283-0001
Attn: Chief, Inmate Appeals



DIRECTOR'S ACTION: ☐ Granted ☐ P. Granted ☐ Denied ☐ Other _____

☐ See Attached Letter

Date: _____

CDC 602 (.2/97)

191
A. Ex. 236

the inmates complaints/(CDCR 602) ect... To prevent such Officers Misconduct Enhancing. That then convinced certain inmates under a wrong approachment to their claims never to become reviewed decided maybe submitting Threatening Notes (Kits) Against these officers. That only justify Captain White to Retaliate - by ordering A massive cell search for entire C-Quad - causing the population of Mentally ill (CCMS) I/m to hold Resentment, be frustrated and to become violence ect... Aswell of having events where many new ARRIVAL Active Southsiders coming on the yard causing great tension from many of the stage fighting that had to exist first before removing them; put a heavy burden on the yard. All in which Captain White ignored causing the Yard to operate under the complete control of many dishonest Officers (consealed by other Officers living under the Code of Silent Policy) that produced their work Assignment be a social affair with envyness, for gaining Stg. FAVOR for certain Job Post ect...

C-Quad was already on lock-down for these notes when I/m Riley and I/m Foletti gotten into this physical Altercation; Instead of C-Quad Staff Isolating them, debriefing them ect... for violence behavior; Staff was more focus on manipulating Administration not to discovered into the truth of these notes of violence/Threats being produced. Allowed these two I/m tension to escalate for a Riot.

In Addition for Captain White consealment of the above caused him to accept falsify facts and sign off on illegal unjust punishment and be prejudice to the truth. He failed to discover that only one Race was actually the Aggressor while the other Race only defended themselves from his Officers negligence to not intervene, which had enough time to do; Captain White failed to question how the entire matter resulted or all Officers to dictate of having the same exact timing to Stg. Schwore and % Carlson events and as they all watch this list establish /escalate. He was prejudice by ^{NOT} ~~considered~~ ruling that none of the Black I/m ^{falsely accused} was gangmember CDCR related to ne other and was only being accused for the color of their skin (Racial Discrimination) This matter being against many of he Accused- Blk. Religious /principle.

Most crucial Captain White under peer pressure was everely negligence of % Balkind unethical Officer Response

A. Ex. 237

Activity Contradictive to the primary Officers (pepper ^{span} secure; identify) Written Report of the fact and evidence. ^{supporting each other}
 Captain White was prejudicial blinded to Comprehend how
 C/o Balkind Fabrication was severely dishonest and incon-
 sistence to the solid evidence - For Approving that I/m Sledge
 be Rehoused in ASU/SHU and be Retain under Hardship
 Condition (I/m Sledge specifically request to ^{him captain white} ~~for~~ the need of
 his personal property to Communicate with the Court for his
 Legal matter on Dec 20/21, 2006) ICC. That cause Court delays etc.

Accumulation of negligence of a Facility Captain help
 convict I/m Sledge illegally and unjustly by partial Review
 of his Official behavior / Reports, under the color of law
 intentionally for a miscarriage of Justice based on
 complete innocence. I truely believe had their been equal ethnic
 races Officers present the truth to my claims would of been prevail

Dated: July 02, 2007

Derrick L Sledge
 Derrick L Sledge

A. Ex. 138

STATE OF CALIFORNIA
CDC 1858 (2/97)

DEPARTMENT OF CORRECTIONS

RIGHTS AND RESPONSIBILITY STATEMENT

The California Department of Corrections has added departmental language (shown inside brackets, in non-boldface type) for clarification purposes.

Pursuant to Penal Code 148.6, anyone wishing to file an allegation of misconduct by a departmental peace officer must read, sign and submit the following statement:

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER [this includes a departmental peace officer] FOR ANY IMPROPER POLICE [or peace] OFFICER CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' [or inmates'/parolees'] COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN [or inmate/parolee] COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS.

IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE. [An inmate/parolee who makes a complaint against a departmental peace officer, knowing it is false, may be issued a serious disciplinary rule violation, in addition to being prosecuted on a misdemeanor charge.]

COMPLAINANT'S PRINTED NAME	COMPLAINANT'S SIGNATURE	DATE SIGNED	
INMATE/PAROLEE PRINTED NAME	INMATE/PAROLEE'S SIGNATURE	CDC NUMBER	DATE SIGNED
DERRICK H. SHEDGE	Derrick H. Sledge	P-43766	07/02/07
RECEIVING STAFF'S PRINTED NAME	RECEIVING STAFF'S SIGNATURE	DATE SIGNED	

DISTRIBUTION:
ORIGINAL-
Public - Institution Head/Parole Administrator
Inmate/Parolee - Attach to CDC Form 602
Employee - Institution Head/Parole Administrator
COPY - Complainant

A. Ex. 239

State of California
CDC FORM 695
Screening For:
CDC 602 Inmate/Parolee Appeals
CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

July 16, 2007

SLEDGE, P43766
CTF

Log Number: CMC-E-
(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

The enclosed documents are being returned to you for the following reasons:

Your submitted appeal was reviewed per Administrative Bulletin (AB) 05/03, by the Warden's designee. It was determined that this is not a staff complaint. Since you exceeded time constraints regarding this issue, this appeal cannot be accepted. For your information, the disciplinary issues regarding the riot in C Quad were addressed in your previously submitted appeal log # CMC-E-07-0398.



D. Engler/M. Vela
CC-II Specialist
California Men's Colony

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE
--

A. Ex. 240

State of California

CDC FORM 695

Screening For:

CDC 602 Inmate/Parolee Appeals

CDC 1824 Reasonable Modification or Accommodation Request

RE: Screening at the FIRST Level

July 24, 2007

SLEDGE, P43766

CFCWT1000000134L

Log Number: CTF-S-

(Note: Log numbers are not assigned to screen out appeals, or informal level appeals)

CDC 602 Inmate/Parolee Appeals

The enclosed documents are being returned to you for the following reasons:

There has been too great a TIME LAPSE between when the action or decision occurred and when you filed your appeal with no explanation of why you did not or could not file in a timely fashion. Time limits expired per CCR 3084.6(c). Therefore, if you would like to pursue this matter further, you must submit an explanation and supporting documentation explaining why you did not or could not file your appeal timely.

Issue Occurred 12/06, Appeal Filed 7/07.

Reviewed as a staff complaint at CMC (see attached screen-out)

J. Aboytes / P. G. Dennis

Appeals Coordinators

Correctional Training Facility

NOTE: Failure to follow instruction(s) will be viewed as non-cooperation and your appeal will be automatically dismissed pursuant to CCR 3084.4(d). This screening decision may not be appealed. If you believe this screen out is in error, please return this form to the Appeals Coordinator with an explanation of why you believe it to be in error, and supporting documents. You have only 15 days to comply with the above directives.

PERMANENT APPEAL ATTACHMENT – DO NOT REMOVE

A. Ex. 241

From: I/m D. Shedge P-43766
 July 27, 2007

To: Director's Level Review

Re: CDCR / CMC-E Appeal Office AND Warden / CTF
 Appeal Office Co-signing has prejudice disallowed me
 Citizens Complaint - 602 Due Process Rights.

Please take notice Director's level that this is my
 Final due diligent attempts of trying to obtain Citizen
 Complaint Review on C-Quad Captain R. A. White,

Due to the many attempts has now caused me to
 suffer severe mental abuse. And fearfulness of CDCR
 official retaliation. I declare here and hereafter I will
 seek only out-side Court Civil Rights Violation Review.
 Due to the accumulation of 602 Due Process / Citizens
 Complaints denial and times delay for not getting my issues
 Process.

CC: A copy been made
 and sent to Federal
 Civil Rights Court of law
 by Prisoners Advocates
 Agencies

Sincerely
 Derrick D. Shedge

Please keep all 7
 document attached
 and returned back

A. Ex. 242

INMATE APPEALS BRANCH

1515 S Street, Sacramento, CA 95814
P.O. Box 942883
Sacramento, CA 94283-0001



August 29, 2007

SLEDGE, DERRICK, P43766
Correctional Training Facility
P.O. Box 686
Soledad, CA 93960

RE: IAB# 0703647 STAFF COMPLAINTS

Mr. SLEDGE:

The Inmate Appeals Branch, California Department of Corrections and Rehabilitation (CDCR) acts for the Director, Division of Adult Institutions, at the third level of appeal. The Branch examines and responds to inmate and parolee appeals that are submitted on a CDC Form 602, Inmate/Parolee Appeal Form, after the institution or parole region has responded at the Second Level of Appeal.

Institution and parole staff are available to assist you in obtaining additional copies of forms and documents required to submit an appeal. The inmate library offers resources and assistance to obtain general information regarding regulations, procedures, policies, and government agency addresses. Additionally, your assigned Counselor or Parole Agent, or the Appeals Coordinator can answer any questions you may have regarding the appeals process. The Inmate Appeals Branch appreciates your responsible use of the appeal system to address your grievance.

The Inmate Appeals Branch has received an appeal from you and has determined that it does not comply with the appeal procedures established in California Code of Regulations (CCR) Title 15, Article 8, and is being screened-out and returned to you pursuant to CCR 3084.3 for the following reason(s):

Your appeal was rejected, withdrawn or cancelled. If you disagree with that decision, contact the Appeals Coordinator. You must comply with instructions from that office.

N. Grannis

N. GRANNIS, Chief
Inmate Appeals Branch

****PERMANENT APPEAL ATTACHMENT-DO NOT REMOVE****

A. Ex. 243

Exhibit Cover Page

Amended - (A), Exhibits (Ex.) Pages - (Pgs.)

A. Ex. Pgs. 244 To 270

Plaintiff - Exhausted CDC-602 Appeal
Citizen Complaint Against
(Defendant) CMC-E Appeal
Office Coordinator Mrs.
M. Vela,

**INMATE/PAROLEE
APPEAL FORM**
CDC 602 (12/87)

Location: Institution/Parole Region

Log No.

Category

1. CMC-E1. 07-1967Legal

2. _____

2. _____

You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken for using the appeals procedure responsibly.

NAME	NUMBER	ASSIGNMENT	UNIT/ROOM NUMBER
DERRICK L Sledge	P-43766	School	CW-134L

A. Describe Problem: This is A Citizen Complaint on CDCR/CMC-E, Appeal Office Coordinator. MRS M. Vela # 44960. This grivance shouldnt be considered conjunctionally with any previous submitted - 602. And if so, I should be allowed CTF Staff Assistance/ instruction to Amend this to Count and be Reviewed only under A Citizen Complaint- Penal Code Sect. 832.5(a)/DOM Sect. 54100.25.1 And CDC Admin. Bulletin 98/10. Because MRS. Vela Misconduct was with deliberately indifference; prejudice. Continue-
 If you need more space, attach one additional sheet A written copy been made See Attachment

B. Action Requested: That a fact finding And its copy concerning this precise matter and claims be attached even if decision was based from a pervious decision. This matter be assigned to outside impartial investigation And I be provided A copy of that discovery. JUSTICE !!
 Inmate/Parolee Signature: Derrick L Sledge Date Submitted: 8/4/07

C. INFORMAL LEVEL (Date Received: _____)

Staff Response: _____

BYPASS

INITIAL APPEALS
BRANCH
NOV - 7 2007
RECEIVED
original
602 forms
that concern
to forms.

Staff Signature: _____ Date Returned to Inmate: _____

D. FORMAL LEVEL

If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response.

BYPASS

RECEIVED
JUN 18 2007
INMATE/PAROLEE
APPEALS
COORDINATOR

Signature: _____ Date Submitted: _____

Note: Property/Funds appeals must be accompanied by a completed Board of Control form BC-1E, Inmate Claim

RECEIVED

AUG -10 2007

CTF APPEALS

RECEIVED

OCT 30 2007

CTF APPEALS CMC APPEALS OFFICE

A. Fx. 244

AUG 14 2007

CDC Appeal Number:

RECEIVED
JAN -10 2007
CTF APPEALS



First Level

☐ Granted☐ P. Granted☐ Denied☐ Other

E. REVIEWER'S ACTION (Complete within 15 working days): Date assigned: _____

Due Date: _____

Interviewed by: _____

BYPASS

Staff Signature: _____

Title: _____

Date Completed: _____

Division Head Approved: _____

Returned _____

Signature: _____

Title: _____

Date to Inmate: _____

F. If dissatisfied, explain reasons for requesting a Second-Level Review, and submit to Institution or Parole Region Appeals Coordinator within 15 days of receipt of response.

BYPASS

Signature: _____

Date Submitted: _____

Second Level

☐ Granted☐ P. Granted☒ Denied☐ Other

G. REVIEWER'S ACTION (Complete within 10 working days): Date assigned: _____

AUG 14 2007

Due Date: _____

SEP 26 2007

☒ See Attached Letter

Signature: _____

OCT 19 2007

Date Completed: OCT 19 2007

Warden/Superintendent Signature: _____

CMC APPEALS OFFICE

Date Returned to Inmate: OCT 19 2007

H. If dissatisfied, add data or reasons for requesting a Director's Level Review, and submit by mail to the third level within 15 days of receipt of response.

CMC-E HAS ONLY JUSTIFIED CC11 Vela (Appeal Coordinator) malice deliberately indifference - for not timely processing any of my crucial 602, for my claims could had become addressed in the following ICC Hearing as the ICC chrono's demonstrate it wasn't. All Rs being part of CDCR-Title 15 Rules/Regulation. Then there's a severe miscarriage in Justice under CDCR Title 15 that desperately need to be revised under fair Federal (continue on attach pag.)

Signature: _____

Date Submitted: _____

11/01/07

For the Director's Review, submit all documents to: Director of Corrections

P.O. Box 942883

Sacramento, CA 94283-0001

Attn: Chief, Inmate Appeals

Please mail back all attached document

DIRECTOR'S ACTION: ☒ Granted☐ P. Granted☒ Denied☐ Other☒ See Attached Letter

CDC 602 (12/17)

Date: _____

MAR 25 2008

061

A. Ex. 245

UNDER the COLOR LAW; By Abusing her Authority - to denied me fair, timely AND impartial 602-filing upon several OCCASSION - CORRUPTIVELY knowing it would prevent many of my CRITICAL violation from getting addressed / Reviewed AND documents for Court Review CAUSING me to still be suffering from its Post TRAUMATIC Stress, Mental Abuse Disorder ect...

1). Mrs Vela denied me personal property / inventory 602 CAUSING me to suffer Court, legal Affairs AND family Communication AND deadlines; Religious Correspondence AND much more; First by her screening (COC 695), I had to wait till the violation happen; which WAS why I submitted the 602; when my problem continue; she then screen it - out stating, "I needed to Attached documents when the 602 Reviewer would had to obtain the ORIGINAL Official document which they control / possess (A known corrupt procedure forced on inmates). Then she refused to process it completely stating, "I now waited to late (After initially Accepting it for processing), AND when I tried dozens of time explaining with sufficiently Justification for my (All) delays she became complete Official Controlled to still refuse me Reconsideration without documenting ANY investigation to my Reasoning. (Which was her screening unjust AND the inventory Officers Asking me to give him time). Her prejudice UNAUTHORIZED her co-workers, Superiors from interfering

2). Mrs Vela WAS screening-out these critical- 602s due to her conflict of Interest in this case not to preveal the Corruption among her co-workers, friends ect... As an Appeal Coordinator she'd Reviewed Issues concerning her honesty to clarify her 12/13/06 schematic design; But instead she watched it be manipulated by her friends to conceal my Accurated position being behind two tenances that denied me a pathy way into Accusation of guilt; I was charged for. Her never foeth-coming gave her grounds to deny me ANY 602s Reviews !!

EX. 246

3) KNOWING the ABOVE MRS. Vela CORRUPTIVELY SCREENED-
 out my crucial IE-602, first by accepting it; ORDERING me to
 attach documents (AGAIN) Staff possess/control (It's A Staff
 Customary saying they CAN'T accept document from an inmate
 when it to help the inmate). And they would had to obtain
 anyhow. This difficulty WAS planned knowing I'm only AN inmate
 confined in ASU/SHU. To allow sufficiently time to lapse, so
 when I due diligently attached these documents I've had my
 then Fabricated Final Hearing, so that the IE-602 issue would
 stay concealed and to then allow the Final Hearing official
 to be even more corrupted, so now having to submit a Final
 Hearing-602, corruptively Mrs Vela would accept the weakest
 of the two 602s (the fabricated Hearing) Too Reject the
 the strongest the IE-602 that support many errors only for
 the Appeal Coordinator - Mrs Vela To say, "I can't submitted
 two 602s," And its being to late to Amend / Attach the IE-602.

So conspiracy could honor CMC-E Appeal Office Blind
 Justice Practice in this case established by CMC-E Appeal
 office Coordinator Mrs M. Vela #44960.

BY,

Derrick L Sledge

DERRICK L SLEDGE

Date: August 04, 2007

Section H Continue now:
 civil Rights version. And to immediately forsake COCR unjust supremacy.
 we been completely deprived FAIR 602 to my innocence, to obtaining my person
 property, for Court communication; Relocation to lost property for staff
 diligent and Relief from under hardship living condition. Even now having
 official to hear of these violation but still deny me a rehearing, or impartial
 current fact I been requesting other than what the Fabricated Record
 is established. Everyone of these 602 has merits which was never
 mention/addressed in none of the ICC documents. This currently second
 vel Review has only dictated its fact finding on the same injustice I've been
 leading to be addressed. The same evidence using to deny me Relief (the
 screening orders) is the same evidence I'm pleading an impartial hearing
 1. COCR 602 Policy is colorful dishonest. Which is why CMC-E
 y PASS so many level so it would demonstrate less into the true Facts
 I've submitted to many 602 before any of the Hearing that I've
 on't discuss any of my Argument, what about CCM Vela being A
 on't discuss any of my Argument, what about CCM Vela being A
 on't discuss any of my Argument, what about CCM Vela being A

STATE OF CALIFORNIA
CDC 1858 (2/97)

DEPARTMENT OF CORRECTIONS

RIGHTS AND RESPONSIBILITY STATEMENT

The California Department of Corrections has added departmental language (shown inside brackets, in non-boldface type) for clarification purposes.

Pursuant to Penal Code 148.6, anyone wishing to file an allegation of misconduct by a departmental peace officer must read, sign and submit the following statement:

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER [this includes a departmental peace officer] **FOR ANY IMPROPER POLICE** [or peace] **OFFICER CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS'** [or inmates'/parolees'] **COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN** [or inmate/parolee] **COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS.**

IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE. [An inmate/parolee who makes a complaint against a departmental peace officer, knowing it is false, may be issued a serious disciplinary rule violation, in addition to being prosecuted on a misdemeanor charge.]

COMPLAINANT'S PRINTED NAME	COMPLAINANT'S SIGNATURE	DATE SIGNED	
INMATE/PAROLEE PRINTED NAME <i>Derrick Lee Hodge</i>	INMATE/PAROLEE'S SIGNATURE <i>Derrick Lee Hodge</i>	CDC NUMBER <i>P-43766</i>	DATE SIGNED <i>8/04/07</i>
RECEIVING STAFF'S PRINTED NAME	RECEIVING STAFF'S SIGNATURE	DATE SIGNED	

DISTRIBUTION:

ORIGINAL-

Public - Institution Head/Parole Administrator

Inmate/Parolee - Attach to CDC Form 602

Employee - Institution Head/Parole Administrator

COPY - Complainant

Att. Ex. 248

STATE OF CALIFORNIA
CDC 1858 (2/97)

DEPARTMENT OF CORRECTIONS

RIGHTS AND RESPONSIBILITY STATEMENT

The California Department of Corrections has added departmental language (shown inside brackets, in non-boldface type) for clarification purposes.

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IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE. [An inmate/parolee who makes a complaint against a departmental peace officer, knowing it is false, may be issued a serious disciplinary rule violation, in addition to being prosecuted on a misdemeanor charge.]

COMPLAINANT'S PRINTED NAME	COMPLAINANT'S SIGNATURE	DATE SIGNED	
INMATE/PAROLEE PRINTED NAME	INMATE/PAROLEE'S SIGNATURE	CDC NUMBER	DATE SIGNED
<i>Derrick Lee Dledge</i>	<i>Derrick Lee Dledge</i>	<i>P-43766</i>	<i>8/04/07</i>
RECEIVING STAFF'S PRINTED NAME	RECEIVING STAFF'S SIGNATURE	DATE SIGNED	

DISTRIBUTION:

ORIGINAL-

Public - Institution Head/Parole Administrator

Inmate/Parolee - Attach to CDC Form 602

Employee - Institution Head/Parole Administrator

COPY - Complainant

A. Ex. 248 Part 2 (copy)

MEMORANDUM



DATE: August 31, 2007

TO: Inmate: SLEDGE CDC #: P43766 Housing: CW-134L

SUBJECT: *Inmate Appeal/Staff Complaint*

The Appeals Office has received your CDC 602, Inmate/Parolee Appeal form. In Section #B "Action Requested" you have alleged staff misconduct.

This memorandum is to notify you that Appeal Log #CTF-S-07-03355 dated AUG 14, 2007, was reviewed by the Chief Deputy Warden(s), ISU Lieutenant, and Appeals Coordinator and is not considered a staff complaint issue but is being processed as a PROGRAM issue.

A handwritten signature in black ink, appearing to read "J. Abeytes", is written over the typed name.

J. F. Abeytes, CCII / P.G. Dennis, CCII
Appeals Coordinator
CTF-Soledad

cc: . Appeals Office File

A. EX. 249

California Men's Colony Appeals Institution Route Slip

To:

Inmate Appeals Coordinator

From: D. Engler, CCII, Appeals Coordinator (805) 547-7773
 M. Vela, CCII, Appeals Coordinator (805) 547-7991
 G. Luz, Office Technician (OT) (805) 547-7989
 (805) 547-7989

California Men's Colony (CMC)
P.O. Box 8101 (805) 547-7900
San Luis Obispo, CA 93409-8101 ATSS 634-7900

Subject: *Sledge (P-43766)*CMC Log # *07-1967*

- ☐ Please assign to appropriate staff:
☐ First Level Review
☐ Second Level Review
☐ Other
☐ PLEASE NOTE OUR DUE DATE IS: _____

- ☐ CMC staff has completed:
☐ First Level Review
☐ Second Level Review
☒ Please route Original Copy to Inmate
☐ Copy/Copies Attached: C-File/Appeals
☐ Inmate Transferred to Your Institution
☐ Comments:

Delay Notice

RECEIVED

10-3-2007

CTF APPEALS

A. EX. 250



Memorandum

Date : September 20, 2007

To : Inmate: SLEDGE CDC: P-43766

Housing: CTF
C-134/L

Subject : NOTIFICATION OF DELAY OF APPEALS PROCESS


A response to your CDC Form 602, Inmate Appeal, CMC Log #07-1967 has been delayed for the following reason(s):

☐ Unavailability of the appellant, staff or inmate witnesses.

☒ Complexity of the decision, action, or policy.

☐ Necessary involvement of other agencies or jurisdictions.

A response to your appeal is expected by October 19, 2007. This information is provided per CCR Section 3084.6 (b)(6).


D. ENGLER/M. VELA
APPEALS COORDINATOR
California Men's Colony

RECEIVED
10-3-2007
CTF APPEALS

A. Ex. 251